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REC'D AUG 10 2007

FILED

AUGUST 24, 2007

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NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

Administrative Action

STUART SCHWERNER, A.T.

CONSENT ORDER

TO PRACTICE ATHLETIC TRAINING
IN THE STATE OF NEW JERSEY

This matter was opened to the New Jersey State Board of Medical Examiners upon receipt of an application for reinstatement of the license of Stuart Schwerner ("Respondent") to practice athletic training in the State of New Jersey. Respondent's license to practice athletic training expired on January 30, 2007. Respondent nonetheless practiced athletic training while serving as an athletic trainer at the West Milford

CERTIFIED TRUE COPY

High School in New Jersey from April 1, 2007 to May 9, 2007 with an expired license in violation of N.J.S.A. 45:9-37.37

Respondent's license was reinstated on May 9, 2007, upon the payment of the appropriate fees.

The Board having considered the aforesaid information, and the parties being desirous of resolving this matter without the necessity for further formal proceedings; and Respondent acknowledging that he practiced athletic training in New Jersey after the expiration of his license as detailed above, and having waived any right to a hearing in this matter; and the Board finding that good cause exists for the entry of the within Order;

ACCORDINGLY, IT IS ON THIS 24TH DAY OF AUGUST

2007,

ORDERED that:

1. Respondent, Stuart Schwerner, is hereby reprimanded for the unlicensed practice of athletic training.
2. Respondent, Stuart Schwerner, shall contemporaneously with the signing of this Order, pay a civil penalty in the amount of **\$250.00** by certified check or money order payable to the Treasurer of the State of New Jersey and forwarded to the Division of Consumer Affairs, Athletic Training Advisory Committee, 124 Halsey Street, 6th floor, Newark, P.O. Box 46017, New Jersey 07101.

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

Mario A. Criscito, M.D.

By: _____

Mario A. Criscito, M.D.
Board President

I have read and understand the
within Order and I agree to be
bound by the terms set forth in
the Consent Order. Consent is
hereby given for the Board to
enter this Order.

Stuart Schwerner, ATC

Stuart Schwerner, Athletic Trainer

**NOTICE OF REPORTING PRACTICES OF BOARD
REGARDING DISCIPLINARY ACTIONS**

Pursuant to N.J.S.A. 52:14B-3(3), all orders of the New Jersey State Board of Medical Examiners are available for public inspection. Should any inquiry be made concerning the status of a licensee, the inquirer will be informed of the existence of the order and a copy will be provided if requested. All evidentiary hearings, proceedings on motions or other applications which are conducted as public hearings and the record, including the transcript and documents marked in evidence, are available for public inspection, upon request.

Pursuant to 45 CFR Subtitle A 60.8, the Board is obligated to report to the National Practitioners Data Bank any action relating to a physician which is based on reasons relating to professional competence or professional conduct:

- (1) Which revokes or suspends (or otherwise restricts) a license,
- (2) Which censures, reprimands or places on probation,
- (3) Under which a license is surrendered.

Pursuant to 45 CFR Section 61.7, the Board is obligated to report to the Healthcare Integrity and Protection (HIP) Data Bank, any formal or official actions, such as revocation or suspension of a license (and the length of any such suspension), reprimand, censure or probation or any other loss of license or the right to apply for, or renew, a license of the provider, supplier, or practitioner, whether by operation of law, voluntary surrender, non-renewability, or otherwise, or any other negative action or finding by such Federal or State agency that is publicly available information.

Pursuant to N.J.S.A. 45:9-19.13, if the Board refuses to issue, suspends, revokes or otherwise places conditions on a license or permit, it is obligated to notify each licensed health care facility and health maintenance organization with which a licensee is affiliated and every other board licensee in this state with whom he or she is directly associated in private medical practice.

In accordance with an agreement with the Federation of State Medical Boards of the United States, a list of all disciplinary orders are provided to that organization on a monthly basis.

Within the month following entry of an order, a summary of the order will appear on the public agenda for the next monthly Board meeting and is forwarded to those members of the public requesting a copy. In addition, the same summary will appear in the minutes of that Board meeting, which are also made available to those requesting a copy.

Within the month following entry of an order, a summary of the order will appear in a Monthly Disciplinary Action Listing which is made available to those members of the public requesting a copy.

On a periodic basis the Board disseminates to its licensees a newsletter which includes a brief description of all of the orders entered by the Board.

From time to time, the Press Office of the Division of Consumer Affairs may issue releases including the summaries of the content of public orders.

Nothing herein is intended in any way to limit the Board, the Division or the Attorney General from disclosing any public document.